

STATE OF NEW HAMPSHIRE
BOARD OF PHARMACY

January 16, 2008

The regular meeting of the New Hampshire Board of Pharmacy was held on **January 16, 2008** at the Board of Pharmacy office, 57 Regional Drive, Concord, New Hampshire. The meeting was **called to order at 9:00 a.m.** with President George Bowersox presiding.

I. ROLL CALL - AGENDA REVIEW - ANNOUNCEMENTS

PRESENT

George L. Bowersox , President
Ronald L. Petrin, Vice-President
Sandra B. Keans, Secretary
Kristina Genovese, Member
Vahrij Manoukian, Member

ALSO PRESENT

Paul G. Boisseau,
Executive Secretary
Peter A. Grasso,
Chief Compliance Investigator

ABSENT

Margaret E. Hayes, Treasurer

ALSO ATTENDING

Benjamin Gray - P-3 (Final Year) Pharmacy Student – MCPHS at Manchester, Board of Pharmacy Advanced Pharmacy Practice Experiential Internship.

Meagan Coughlin - P-4 Pharmacy Student – MCPHS at Boston, Guest of Commissioner Petrin.

II. REVIEW / ADOPTION OF MINUTES

Minutes of the **December 19, 2007** regular meeting of the Board were **accepted as submitted. (Manoukian/Genovese) Voted (unanimous).**

III. LICENSING

A. **Pharmacy Technician**

Voluntary Surrender

CROWELL, Matthew P.

Sandwich, NH

- NH Pharmacy Technician Registration No. PT3454
- Case File: ROI 101/08

Motion (Petrin/Manoukian) to accept the *Voluntary Surrender* of NH pharmacy technician registration No. PT3454 issued to Matthew P. Crowell. Voted (unanimous).

B. **Pharmacy**

1. New

(a) **WAL-MART PHARMACY 10-4389**

4901 Dartmouth College Highway
Woodsville, NH 03785

Pharmacist-In-Charge: **Milton E. Were, R.Ph.**

NH Pharmacist License No. 3540

Owner/Corporate Officer/Supervisor: **Karen L. Radwanski, R.Ph.**
Pharmacy District Manager

Application complete.

Motion (Keans/Genovese) granting a temporary permit to Wal-Mart Pharmacy 10-4389 located at 4901 Dartmouth College Highway, Woodsville, NH based upon the successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).

(b) **INFUSION SERVICES AT CATHOLIC MEDICAL CENTER**

87 McGregor Street
Manchester, NH 03102

Pharmacist-In-Charge: **Marilyn H. Bullek, R.Ph.**

NH Pharmacist License No. 2221

Owner/Corporate Officer/Supervisor: **Barbara Case, MS, PharmD**
Director of Pharmacy

Application complete.

Motion (Keans/Petrin) granting a temporary permit to Infusion Services at Catholic Medical Center located at 87 McGregor Street, Manchester, NH based upon the successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).

(c) **QOL MEDS**

10 Tsienneto Road
Derry, NH 03038

Pharmacist-In-Charge: **Charles K. Cue, R.Ph.**

NH Pharmacist License No. R0792

Owner/Corporate Officer/Supervisor: **Larry Hart**

Corporate Representative

Application complete.

Motion (Keans/Manoukian) granting a temporary permit to QoL Meds located at 10 Tsienneto Road, Derry, NH based upon the successful completion of the primary inspection, and issuance of the original permit upon successful completion of the secondary inspection pursuant to Ph 305.02. Voted (unanimous).

2. Change of Location

(a) **CVS PHARMACY #902**

From:

356 Daniel Webster Highway
Merrimack, NH 03054

To:

465 Daniel Webster Highway
Merrimack, NH 03054

Pharmacist-In-Charge: **Darren John-Hope, R.Ph.**

NH Pharmacist License No. R1677

Owner/Corporate Officer/Supervisor: **John Fratamico, R.Ph.**

Pharmacy Supervisor

Application complete.

Motion (Keans/Manoukian) to approve the relocation of CVS Pharmacy #902 to 465 Daniel Webster Highway, Merrimack, NH and to grant licensure effective upon the successful completion of a site inspection by the Compliance Unit. Voted (unanimous).

(b) **RITE AID #3310**

From:

39 Birch Street
Derry, NH 03038

To:

52 Rockingham Road
Derry, NH 03038

Pharmacist-In-Charge: **David C. Lacasse, R.Ph.**

NH Pharmacist License No. 2364

Owner/Corporate Officer/Supervisor: **Michael P. Viggiano, R.Ph.**
Pharmacy District Manager

Application complete.

Motion (Keans/Petrin) to approve the relocation of Rite Aid Pharmacy #3310 to 52 Rockingham Road, Derry, NH and to grant licensure effective upon the successful completion of a site inspection by the Compliance Unit. Voted (passed – Commissioner Genovese recused).

3. Extension-of-Time

WALGREENS #09646

615 Daniel Webster Highway
Merrimack, NH 03054

Pharmacist-In-Charge: **Kerri A. Vallante, R.Ph.**

NH Pharmacist License No. 3444

Owner/Corporate Officer/Supervisor: **Leo Lariviere, R.Ph.**
Pharmacy Supervisor

Application reviewed and accepted by the Board on September 19, 2007.

Request for a 60-day extension-of-time due to construction delays granted November 21, 2007.

Motion (Petrin/Genovese) to grant an additional 15-day extension-of-time for the primary inspection of the pharmacy due to construction delays and provided that no changes to the information contained in the original application approved by the Board, on September 19, 2007, shall occur. This extension shall expire on February 5, 2008. Voted (unanimous).

4. Request for Waiver

RITE AID PHARMACY #3304 – Exeter, NH

RITE AID PHARMACY #4144 – Somersworth, NH

Request for waiver of Ph 704.08 (a) and (b) to authorize the above-referenced pharmacies to organize (fill) weekly “pill planners” (containers) with the prescription and nonprescription drugs of certain clients of various mental health centers and senior patients requiring assistance in carrying out dosing schedules as prescribed. All prescription records shall be kept, and made available for inspection, at the pharmacy where such “pill planners” are organized (filled).

Motion (Petrin/Keans) to grant waivers as noted above. Voted (passed – Commissioner Genovese recused).

IV. COMPLIANCE UNIT

A. **Activity Report**

- December 2007

Motion (Manoukian/Keans) to accept the report as submitted. Voted (unanimous).

B. **Special Report**

- HB 1396-FN – Requiring prescriptions to be ordered pursuant to a practitioner-patient relationship.

This House Bill is a request of the Board of Pharmacy.

Motion (Manoukian/Genovese) directing E.S. Boisseau to attend the public hearing on this bill (Health, Human Services & Elderly Affairs, Standing Committee of the House) scheduled for February 7, 2008 at 1:30 P.M., and to testify, on behalf of the Board, in support of this proposed legislation. The Board also requested that an amendment, as drafted, reviewed and approved by the Board, be presented to the Committee for consideration. Voted (unanimous).

V. NEW BUSINESS

Rulemaking – Initial Proposal 10/17/07 – Notice Number 2007-189

Motion (Manoukian/Genovese) to approve the Final Proposal, Rulemaking Notice Number 2007-189 as amended, and to submit the document to JLCAR (Joint Legislative Committee on Administrative Rules) for review and scheduling. Voted (unanimous).

The meeting was recessed at 11:32 A.M.

A non-public session was called (Manoukian/Petrin) at 11:39 A.M. with Commissioners Bowersox, Genovese, Keans, Manoukian and Petrin present.

Discussions and/or decisions occurring during this non-public (confidential) session were according to RSA 91-A:3, I & II and involved information pursuant to ongoing investigations as reported by the Board's Compliance Investigator(s) and/or the Office of the Attorney General, the disclosure of which would likely adversely affect a person's reputation and/or would render the Board's proposed action ineffective.

The non-public session was adjourned at 12:20 P.M.

The regular meeting was reconvened at 12:20 P.M.

VI. ADJOURNED 12:21 P.M.

Respectfully Submitted,

Sandra B. Keans
Secretary
FOR THE BOARD